

Senate Bill No. 1397

Passed the Senate August 31, 2006

Secretary of the Senate

Passed the Assembly August 28, 2006

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2006, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Chapter 5.8 (commencing with Section 2697) to Division 2 of the Business and Professions Code, relating to athletic trainers.

LEGISLATIVE COUNSEL'S DIGEST

SB 1397, Lowenthal. Athletic trainers: registration.

Existing law provides for the regulation of various professions and vocations, including those of an athlete agent.

This bill would enact the Athletic Trainers Registration Act. The act would, except as specified, prohibit a person from representing himself or herself as a “certified athletic trainer,” “registered athletic trainer,” “athletic trainer,” or a variation of these terms, unless he or she is registered by an athletic training organization, as defined. Violations of this provision would be an unfair business practice, subject to specified penalties. The bill would set forth requirements for an athletic trainer to be registered with an athletic training organization pursuant to the act. The bill would also make it an unfair business practice for a registered athletic trainer to advertise or put out any sign or card or other device, or to represent to the public through any print or electronic media that he or she is “state certified” or “state registered” as an athletic trainer or to represent to the public that he or she is so certified or registered as an athletic trainer by the State of California.

The people of the State of California do enact as follows:

SECTION 1. Chapter 5.8 (commencing with Section 2697) is added to Division 2 of the Business and Professions Code, to read:

CHAPTER 5.8. ATHLETIC TRAINERS

2697. This chapter shall be known and may be cited as the Athletic Trainers Registration Act.

2697.1. For purposes of this chapter, the following terms have the following meanings:

(a) “Athletic training organization” means a nonprofit organization of certified athletic trainers whose governing board includes representatives of the public and which is either of the following:

(1) Exempt from taxation under Section 501(c)(3) of Title 26 of the United States Code.

(2) Exempt from taxation under Section 501(c)(6) of Title 26 of the United States Code and does not use its funds or revenues to carry on propaganda or to otherwise attempt to influence legislation or participate in, or intervene in, any political campaign on behalf of, or in opposition to, any candidate for public office, including the publishing or distributing of statements.

(b) “Athletic training certification program” means an athletic training certification program recognized by the National Commission for Certifying Agencies and offered by an athletic training organization.

2697.2. (a) On and after July 1, 2007, a person shall not represent himself or herself as a “certified athletic trainer,” “athletic trainer,” “registered athletic trainer,” or other variation of these terms, unless he or she is registered as an athletic trainer by an athletic training organization pursuant to the provisions of this chapter.

(b) A violation of this section is an unfair business practice.

2697.3. In order to be registered pursuant to this chapter, an athletic trainer shall apply for registration with an athletic training organization and shall include with his or her application documentation that establishes that he or she has met all of the following requirements:

(a) Has done either of the following:

(1) Graduated from a college or university after completing an athletic training program accredited by the Commission on Accreditation of Athletic Training Education or its predecessors.

(2) Completed requirements for certification eligibility prior to January 1, 2004.

(b) Has passed a certification examination administered by the athletic training certification program.

(c) Possesses Emergency Cardiac Care Certification from a certification body that adheres to the most current international guidelines for cardio pulmonary resuscitation and emergency cardiac care.

(d) Met the continuing education requirements as defined by an athletic training organization.

2697.4. (a) After initial registration, in order to remain registered pursuant to this chapter, an athletic trainer shall apply biennially for registration with an athletic training organization.

(b) Within 30 days of a change of address or employer, an athletic trainer shall notify the athletic training organization of his or her new address or employer.

2697.5. Nothing in this chapter shall prohibit, restrict, or require registration of any of the following:

(a) An individual employed by the government of the United States as an athletic trainer while engaged in the performance of duties prescribed by the laws of the United States.

(b) A person pursuing a supervised course of study in an accredited or approved athletic training educational program, if the person is designated by a title that clearly indicates student or trainee status.

(c) An athletic trainer from another state for purposes of continuing, education, consulting, or performing athletic training services while accompanying his or her group, individual, or representatives into California on a temporary basis for no more than 90 days in a calendar year.

2697.6. It is an unfair business practice for any registered athletic trainer to advertise or put out any sign or card or other device, or to represent to the public through any print or electronic media, that he or she is “state certified” or “state registered” as an athletic trainer, or to use any other words or symbols that represent to the public that he or she is so certified or registered as an athletic trainer by the State of California.

Approved _____, 2006

Governor